

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

WILLIAM BURCH, )  
 )  
 Plaintiff, )  
 )  
 v. ) Case No. 06-CV-1030-JPG  
 )  
 CHAMPION LABORATORIES, INC., )  
 )  
 Defendant. )

**MEMORANDUM AND ORDER**

**GILBERT, District Judge:**

This matter comes before the Court on defendant's motion to consolidate this case into *Champion Laboratories, Inc. v. Burch*, Case No. 06-4031 (S.D. Ill) (Doc. 49). Plaintiff has responded to this motion (Doc. 51) and with that response, requested a bifurcated trial. Defendant opposes plaintiff's request for a bifurcated trial.

For the reasons stated in defendant's motion, and pursuant to Federal Rule of Civil Procedure 42, the motion to consolidate is **GRANTED**. This matter is consolidated into Case No. 06-4031-JPG. All future pleadings in the matter shall be filed in Case No. 06-4031-JPG. The Court **RESERVES RULING** on Burch's request for a bifurcated trial.

## IT IS SO ORDERED.

Dated: March 5, 2007.

s/ J. Phil Gilbert  
**J. PHIL GILBERT**  
**U.S. District Judge**